

**MINUTES OF THE COURT OF APPEAL  
STATE OF CALIFORNIA  
SECOND APPELLATE DISTRICT**

**February 5, 2002**

DIVISION ONE

B149966 People (Not for Publication)  
v.  
Sanders

The judgment is affirmed.

Vogel (Miriam A.), J.

We concur: Spencer, P.J.  
Mallano, J.

[illegible]

The judgment is affirmed.

Vogel (Miriam A.), J.

We concur: Spencer, P.J.  
Mallano, J.

B154215      Ana E.      (Not for Publication)  
v.  
Superior Court, Los Angeles County  
(L.A. County Department of Children & Family Services, r.p.i.)

The petition is dismissed.

Vogel (Miriam A.), J.

We concur: Spencer, P.J.  
Mallano, J.

DIVISION ONE (Continued)

B147904      Saldamando                      (Not for Publication)

v.

Colonial Penn Insurance Company

Marcon Forensics

The orders are reversed, and the cause remanded to the trial court with directions to enter a new order denying Marcon's motion. Colonial Penn is entitled to its costs of appeal.

Vogel (Miriam A.), J.

We concur:    Spencer, P.J.  
                     Mallano, J.

DIVISION THREE

B154384      Linda V. and Pablo M.              (Not for Publication)

v.

Superior Court, Los Angeles County

(Los Angeles County Department of Children and Family Services, r.p.i.)

The petitions are denied.

Kitching, J.

We concur:    Klein, P.J.  
                     Kitching, J.

B146624      People                                      (Not for Publication)

v.

Phillips

The judgment is affirmed.

Klein, P.J.

We concur:    Croskey, J.  
                     Kitching, J.



DIVISION FOUR

B152286 People (Not for Publication)  
v.  
Serrano

The judgment is affirmed.

Curry, J.

We concur: Vogel (C.S.), P.J.  
Epstein, J.

B144900      Sheldon H. Temkin      (Not for Publication)  
v.  
Martha J. Kaplan

The denial of the motion to vacate and set aside the default and judgment is reversed, and the trial court is directed to enter a new and different order setting aside the default on the cross-complaint and vacating the judgment on both the complaint and cross-complaint. The assignment order dated September 18, 2000 is vacated. The matter is remanded for further proceedings consistent with this opinion. The parties shall bear their won costs on appeal.

Epstein, J.

We concur: Vogel (C.S.), P.J.  
Curry, J.

DIVISION FIVE

Court convened at 1:00 P.M.

Present: Turner, P.J., Armstrong, J., Mosk, J. and J. Belcher, Deputy Clerk.

Each of the following:

B149632 People v. Celestine  
B152335 D.C.F.S. v. Michael C.  
B149746 People v. Nicolas C.  
B148319 People v. Martinez

DIVISION FIVE (Continued)

Each of the following (continued):

B152203 Conservatorship of Schaeffer  
B148751 People v. Baskom  
B150428 People v. Blancaret  
B147423 People v. Lewis  
B149286 People v. Carter  
B146763 People v. Bryant  
B149456 People v. Zogg  
B149200 People v. McDaniel  
B149901 Featherson v. Featherson

Argument waived, cause submitted.

B143762     Marite Vella  
              v.  
              U.S. Borax

Merits:  
Argued by Donald Conway for appellant and by Scott Dunham for  
respondent. Cause submitted.

B153494     Alan Morelli  
              v.  
              TVN Entertainment

Merits:  
Argued by Bert H. Deixler for appellant and by Henry D. Gradstein for  
respondent. Cause submitted.

Court adjourned at 2:30 P.M.

DIVISION SIX

B149755      Sumalpong      (Not for Publication)  
v.  
A.C. Fire Protection Co.

The judgment shall be modified to reduce the damages for noneconomic injuries to zero. In all other respects, the judgment is affirmed. The parties shall bear their own costs.

Coffee, J.

We concur: Yegan, Acting P.J.  
Perren, J.

B147515      People  
v.  
Fernando T.

Filed order denying petition for rehearing.

## DIVISION SEVEN

B149517 People (Not for Publication)  
v.  
Rojas

The order granting Rojas's demurrer and motion to dismiss is reversed. The case is remanded to the trial court for further proceedings consistent with this opinion.

Perluss, J.

We concur: Johnson, Acting P.J.  
Woods, J.

## DIVISION SEVEN (continued)

B147378 People (Not for Publication)  
v.  
Burciaga

The judgment of the trial court is affirmed.

Perluss, J.

We concur:   Johnson, Acting P.J.  
                      Woods, J.

B149131      Los Angeles County, D.C.F.S.      (Not for Publication)  
v.  
Russell B.  
In re Armanti B.

The juvenile court's findings and order declaring Russell B., to be the presumed father of Armanti B., are reversed.

Perluss, J.

We concur:   Johnson, Acting P.J.  
                      Woods, J.

B148817      Nautilus Insurance Company      (Not for Publication)  
v.  
Cooksey, Howard, Martin & Toolen

The judgment is affirmed. Respondent(s) to recover costs.

Boland, J. (Assigned)

We concur: Johnson, Acting P.J.  
Woods, J.

## DIVISION SEVEN (continued)

B149225 People (Certified for Partial Publication)

V.

# Bobby Montaque

The judgment is affirmed.

Boland, J. (Assigned)

We concur:   Johnson, Acting P.J.

Perluss, J.

B152057 City of Glendale

V.

L.A.S.C.

Robert L. Fenton

Filed order certifying opinion for publication.